



Office of the City Attorney
RICHARD DOYLE, CITY ATTORNEY

January 27, 2004

Dale Warner
1550 The Alameda, Suite 209
San Jose, CA 95126-2304

Re: Comcast

Dear Mr. Warner:

This letter is in response to your letter to the San Jose Elections Commission and City Clerk dated January 26, 2004. Your letter attached a letter from Eddie Garcia, the Director of Government Affairs, Comcast Cable Communications Inc. (Comcast) inviting all City Council candidates to appear on "Comcast Local Edition" prior to the March 2004 Primary Election. Your letter refers to the Comcast invitation to candidates as a "campaign contribution" which may be in excess of the maximum limits under the City's Campaign Ordinance.

According to Mr. Garcia, the invitation to appear on "Comcast Local Edition" has been provided to all candidates for the San Jose City Council as a public service news segment. As such, the invitation and participation by candidates in the news segment is not, in our opinion, a contribution under the City's Campaign Ordinance (SJMC Chapter 12.06.). Additionally, we are not aware of any potential violation of the City's conflict of interest rules with regard to the invitation to the candidates to participate in the news segment.

We trust that this addresses the concerns mentioned in your letter to the Commission. Thank you for your consideration.

RICHARD DOYLE, City Attorney

By: 
NORMAN SATO
Chief Deputy City Attorney

cc: Andrew Vu, Chair, San Jose Elections Commission
Eddie Garcia, Comcast
Deanna Santana, Interim City Clerk